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KANSAS CITY, MO 64108

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AUG 26 2003

OFFICE OF PETITIONS

In re Application of
Reams R. Ponting et al
Application No. 10/042,593
Filed: January 9, 2002
Attorney Docket No. 31688



:
:
: DECISION GRANTING PETITION
: UNDER 37 CFR 313(c) (2)
:

This is a decision on the petition, filed August 25, 2003, under 37 CFR 1.313(c) (2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c) (2).

Petitioner is advised that the issue fee paid on July 1, 2003 in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.¹

Telephone inquiries should be directed to the undersigned at (703) 305-8680.

Upon receipt of the file in the Office of Petitions, the file will be forwarded to Technology Center AU 1761 for processing of the request for continued examination under 37 CFR 1.114 and for consideration of the concurrently filed Information Disclosure Statement.

Frances Hicks

Frances Hicks
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

RECEIVED

AUG 29 2003

HOVEY WILLIAMS LLP

¹ The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOL-85(b), which includes the following language thereon: "Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above." Petitioner is advised that, whether a fee is indicated as being due or not, the Issue Fee Transmittal Form **must** be completed and timely submitted to avoid abandonment. Note the language in bold text on the first page of the Notice of Allowance and Fee(s) Due (PTOL-85).

ALECTO

AUG 29 2003

ENTERED BY *Agw*



10-01-23

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant of:

PONTING, Reams R.

Serial No.: 10/042,593

Filed: January 9, 2002

Title: APPARATUS FOR DEEP FAT FRYING

) Examiner: SIMONE, Timothy F.
) Group Art Unit: 1761
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TRANSMITTAL

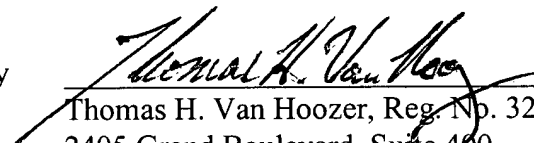
Transmitted herewith is/are: Express Mail Transmittal (1 pg); Cover Letter requesting Commissioner Apply fees previously paid (1 pg); Transmittal Form PTOL-85(b) (1 pg); Copy of Decision Granting Petition Under 37 CFR 313(c)(2) (1 pg); and return postcard. This/These document(s) is/are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Box ISSUE FEE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on September 30, 2003.

EL 993325562 US

Respectfully submitted,

HOVEY WILLIAMS LLP

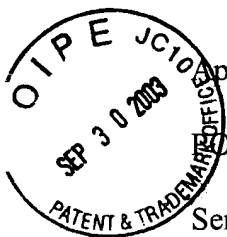
by


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ATTORNEYS FOR APPLICANT

(Docket No. 31688)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Application of:

CONTING, Reams R.

Serial No.: 10/042,593

Filed: January 9, 2002

Title: APPARATUS FOR DEEP FAT FRYING

) Examiner: SIMONE, Timothy F.
) Group Art Unit: 1761
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Commissioner for Patents
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REQUEST TO APPLY THE ISSUE FEE

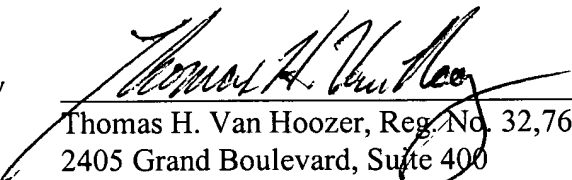
The Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above. Said Issue Fee and Publication Fee was paid on July 1, 2003. A copy of the Decision Granting Petition mailed August 26, 2003 advising that the Issue Fee previously paid may be applied is attached for the ready reference of the Office. The statement referenced in footnote 1 of that Decision has been inserted in Block 4 of the Fee Transmittal, PTOL-85(b).

Please apply any applicable charges to our Deposit Account 19-0522.

Respectfully submitted,

HOVEY WILLIAMS LLP

by


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ATTORNEYS FOR APPLICANT

(Docket No. 31688)